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Response under 37 C.F.R. 1.116
Expedited Procedure Requested
Examining Group. 1648
Attorney Docket No. P21128

In re application of : T. HAMAKUBO et al.

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Application No. : 09/884,481

Group Art Unit: 1648

Filed : June 20, 2001

Examiner: S. Foley

For : A METHOD FOR THE EXPRESSION AND PURIFICATION OF A PROTEIN USING
BUDDED BACULOVIRUS

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Commissioner for Patents
U.S. Patent and Trademark Office
220 20th Street S.
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202
Sir:

Transmitted herewith is an **Amendment under 37 C.F.R. 1.116** in the above-captioned application.

_____ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

_____ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

_____ A Request for Extension of Time.

X No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 28	*28	0	x 9=	\$	x 18=	\$0.00
Indep. Claims: 6	**6	0	x 43=	\$	x 86=	\$0.00
Multiple Dependent Claims Presented			+145=	\$	+290=	\$0.00
Extension Fees for ____ Month(s)				\$		\$0.00
Total:				\$	Total:	\$0.00

* If less than 20, write 20

** If less than 3, write 3

_____ Please charge my Deposit Account No. 19-0089 in the amount of \$_____.

N/A A check in the amount of \$_____ to cover the *filing/extension* fee is included.

X The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

X Any additional filing fees required under 37 C.F.R. 1.16.

X Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

Bruce H. Bernstein
Reg. No. 29,027

33,000

P21128.A10



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Takao HAMAKUBO et al.

Group Art Unit : 1648

Application No : 09/884,481

Examiner : Shannon Foley

Filed : June 20, 2001

For : A METHOD FOR THE EXPRESSION AND PURIFICATION OF A PROTEIN
USING BUDDED BACULOVIRUS

**AMENDMENT UNDER 37 C.F.R. § 1.116 AND
REQUEST FOR WITHDRAWAL OF FINALITY OF OFFICE ACTION**

Commissioner of Patents
U.S. Patent and Trademark Office
220 20th Street S.
Customer Window, Mail Stop _____
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

This is in response to the Final Office Action mailed June 29, 2004, which sets a three-month shortened statutory period for response until September 29, 2004.

Applicants note that this response is being filed by the initial due date for response whereby an extension of time and the government fee associated therewith should not be necessary for maintaining the pendency of the application. However, if any extension of time is required, including any extension of time for entry of an Examiner's Amendment, this is an express request for any required extension of time and authorization to charge any necessary fee to Deposit Account No. 19-0089.

Entry of the following amendment and reconsideration and withdrawal of the rejections of record are respectfully requested.

P21128.A10

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 8 of this paper.